

Russian Orthodox church to the cemetery, and we have now a beautiful 4-foot-high gravestone to be unveiled.

Taps will float from a bugle. There will be a 21-gun salute from the 4th Brigade of the 25th Infantry Division. And on Memorial Day in Unalaska, in the Bering Sea, the man who fought and died in World War II as a hero for his country in North Africa, in Italy on Anzio Beach, this American hero who has been forgotten will be recognized because of the work of so many but, in particular, the relentless work of our Alaskans of the Week Mike Livingston and Gertrude Svarny.

Private George Fox's service and sacrifice and heroism will finally be recognized on Memorial Day by our Government, and we will have a gravestone befitting of his incredible patriotic service.

On that gravestone, which I have seen—it is beautiful—at the bottom there will be engraved three words. These words came from George Fox to his family in his last letter that he wrote from Anzio Beach in a heroic battle a world away from Alaska when he was fighting to save the soul of the world from tyranny. There are three words in that letter—that are now on a gravestone—that meant so much then and, I would argue, mean so much now for our country to this very day. The three words on that headstone are "Wish all love." "Wish all love." The last words of a patriotic Alaska Native, sent home from Italy to his family, who on Memorial Day will finally be recognized due to the heroic, relentless hard work of our two Alaskans of the Week, Mike and Gertrude. Thank you for all you are doing, all you have done for your community, for your State, and for your country.

Thank you to George Fox's family and to Private George Fox for his incredible service.

I look forward to seeing you all in Unalaska in a few days. It is going to be a great ceremony. Congratulations on being our Alaskans of the Week as we head into Memorial Day weekend.

I yield the floor.

The PRESIDING OFFICER (Mr. WARNOCK). The Senator from Maryland.

APPOINTMENTS AUTHORITY

Mr. CARDIN. Mr. President, I ask unanimous consent that notwithstanding the upcoming adjournment of the Senate, the President of the Senate, the President pro tempore, and the majority and minority leaders be authorized to make appointments to commissions, committees, boards, conferences or interparliamentary conferences authorized by law, by concurrent action of the two Houses, or by order of the Senate.

The PRESIDING OFFICER. Without objection, it is so ordered.

GAO DATABASE MODERNIZATION ACT OF 2021

Mr. CARDIN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 347, S. 629.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 629) to amend chapter 8 of title 5, United States Code, to require Federal agencies to submit to the Comptroller General of the United States a report on rules that are revoked, suspended, replaced, amended, or otherwise made ineffective.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Homeland Security and Governmental Affairs, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

S. 629

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "GAO Database Modernization Act of 2021".

SEC. 2. RULES NO LONGER IN EFFECT.

(a) *IN GENERAL.*—Section 801(a)(1) of title 5, United States Code, is amended by adding at the end the following:

"(D) For any rule submitted under subparagraph (A), if the Federal agency promulgating the rule, in whole or in part, revokes, suspends, replaces, amends, or otherwise makes the rule ineffective, or the rule is made ineffective for any other reason, the Federal agency shall submit to the Comptroller General a report containing—

"(i) the title of the rule;

"(ii) the Federal Register citation for the rule, if any;

"(iii) the date on which rule was submitted to the Comptroller General; and

"(iv) a description of the provisions of the rule that are being revoked, suspended, replaced, amended, or otherwise made ineffective."

(b) *SUNSET.*—Effective on the date that is 6 years after the date of enactment of this Act, section 801(a)(1) of title 5, United States Code, is amended by striking subparagraph (D), as added by subsection (a).

Mr. CARDIN. I ask unanimous consent that the committee-reported substitute amendment be agreed to; that the bill, as amended, be considered read a third time and passed; and that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The committee-reported amendment in the nature of a substitute was agreed to.

The bill (S. 629), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

METROPOLITAN AREAS PROTECTION AND STANDARDIZATION ACT OF 2021

Mr. CARDIN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 349, S. 1941.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 1941) to direct the Director of the Office of Management and Budget to standardize the use of core-based statistical area designations across Federal programs, to allow between 120 and 180 days for public comment on any proposed change to such designations, and to report on the scientific basis and estimated impact to Federal programs for any proposed change to such designations, and for other purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Homeland Security and Governmental Affairs, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Metropolitan Areas Protection and Standardization Act of 2021" or the "MAPS Act of 2021".

SEC. 2. FINDINGS.

Congress finds the following:

(1) Federal programs use core-based statistical area delineations to determine the delivery of Federal services, benefits, and funding to people in the United States, such as in criteria for eligibility or distribution.

(2) Core-based statistical area delineations provide a nationally consistent set of standards for collecting, tabulating, and publishing Federal statistics for geographic areas, and they are not intended for any public or private sector non-statistical uses such as program administration or service delivery.

(3) Updates to core-based statistical area delineations may cause widespread disruption to the delivery of Federal services, benefits, and funding to people in the United States based on the reliance of Federal programs on these delineations.

(4) There does not exist any comprehensive list of Federal programs that rely on core-based statistical area delineations. Such a list is valuable for the study of how Federal services, benefits, and funding are distributed to people in the United States.

(5) Increased transparency on the impacts of any update to core-based statistical area delineations may be overly burdensome due to the anticipated variety of Federal programs that rely on these delineations. Any requirement for complete disclosure of these impacts prior to implementation of new delineations may unintentionally cause the existing delineations to ossify.

(6) In order to prevent any disruption to service delivery of Federal programs based on updates to core-based statistical area delineations, and ensure the independence of Federal statistical policymaking, Congress must sever the link between future updates to core-based statistical area delineations and any automatic impact on Federal programs that rely on these delineations.

SEC. 3. PURPOSE.

This purpose of this Act is to ensure—

(1) transparency in how core-based statistical area delineations are used in domestic assistance programs; and

(2) independence of the Office of Management and Budget in establishing and updating core-based statistical area delineations.

SEC. 4. DEFINITIONS.

In this Act:

(1) *AGENCY.*—The term "agency" has the meaning given the term in section 551 of title 5, United States Code.

(2) *COMPTROLLER GENERAL.*—The term "Comptroller General" means the Comptroller General of the United States.

(3) *CORE-BASED STATISTICAL AREA.*—The term "core-based statistical area" has the meaning given the term by the Office of Management and Budget in the Notice of Decision entitled "2020

Standards for Delineating Core-Based Statistical Areas", published in the Federal Register on July 16, 2021 (86 Fed. Reg. 37770), or any successor to that Notice.

(4) **DIRECTOR.**—The term "Director" means the Director of the Office of Management and Budget.

(5) **DOMESTIC ASSISTANCE PROGRAM.**—The term "domestic assistance program" has the meaning given the term in section 6101 of title 31, United States Code.

(6) **OPEN GOVERNMENT DATA ASSET.**—The term "open Government data asset" has the meaning given the term in section 3502 of title 44, United States Code.

SEC. 5. NON-PROPAGATION OF CORE-BASED STATISTICAL AREA DELINEATIONS.

(a) **AMENDMENT.**—Chapter 63 of title 31, United States Code, is amended by adding at the end the following:

"§6309. Non-propagation of core-based statistical area delineations

"(a) **IN GENERAL.**—Beginning on the date of enactment of the MAPS Act of 2021, and notwithstanding any other provision of law, any change to the standards of core-based statistical area delineations pursuant to section 3504(e) of title 44—

"(1) shall not propagate automatically for any non-statistical use by any domestic assistance program, including any such use as required through—

"(A) statutory reference to any core-based statistical area delineation; or

"(B) administrative or regulatory reference to any core-based statistical area delineation; and

"(2) shall propagate for any non-statistical use by any domestic assistance program only—

"(A) if a relevant agency determines that such a propagation—

"(i) supports the purposes of the program; and

"(ii) is in the public interest; and

"(B) through affirmative adoption through notice-and-comment rulemaking pursuant to section 553 of title 5.

"(b) **DEFINITIONS.**—The definitions in section 4 of the MAPS Act of 2021 shall apply to this section."

(b) **TECHNICAL AND CONFORMING AMENDMENT.**—The table of sections for chapter 63 of title 31, United States Code, is amended by inserting after the item relating to section 6308 the following:

"6309. Non-propagation of core-based statistical area delineations."

SEC. 6. TRANSPARENCY OF NON-STATISTICAL USES OF CORE-BASED STATISTICAL AREA DELINEATIONS.

(a) **IN GENERAL.**—Section 6102(a)(2) of title 31, United States Code, is amended—

(1) by redesignating subparagraph (G) as subparagraph (H);

(2) in subparagraph (F), by striking "and" at the end; and

(3) by inserting after subparagraph (F) the following:

"(G) uses of core-based statistical area (as defined in section 4 of the MAPS Act of 2021) delineations (as chosen from standardized categories of uses determined by the Director), for purposes including prime recipient and sub-recipient eligibility for, and distribution of, any Federal service, benefit, or funding; and"

(b) **CONTENT REQUIREMENTS.**—In collecting and reviewing the information required under section 6102(a)(2)(G) of title 31, United States Code, as amended by subsection (a) of this section, the Director shall include as standardized categories—

(1) whether the most current core-based statistical area delineation has been affirmatively adopted pursuant to section 6309 of title 31, United States Code, as added by this Act;

(2) which historical core-based statistical area delineation was maintained, in cases where an updated delineation has not been affirmatively adopted pursuant to section 6309 of title 31, United States Code, as added by this Act;

(3) what purpose the core-based statistical area delineation serves, including—

(A) to determine eligibility for any Federal service, benefit, or funding;

(B) to determine distribution of any Federal service, benefit, or funding; and

(C) any other standardized category of purpose determined by the Director;

(4) whether the use of core-based statistical area delineation directly concerns any—

(A) prime recipient of any Federal service, benefit, or funding; and

(B) subrecipient of any Federal service, benefit, or funding; and

(5) the date when the information collected in this subsection was last updated.

(c) **ACCESSIBILITY REQUIREMENTS.**—The Director shall ensure that the information collected and reviewed under section 6102(a)(2)(G) of title 31, United States Code, as amended by subsection (a) of this section, shall be—

(1) publicly accessible as an open Government data asset;

(2) presented in a user-friendly visual format with search and download capabilities;

(3) easily discoverable by the public on relevant government websites; and

(4) updated not less frequently than once every year.

(d) **IMPLEMENTATION TIMELINE.**—The requirements of this section shall be fully implemented not later than 2 years after the date of enactment of this Act.

SEC. 7. INDEPENDENCE, INTEGRITY, AND ACCOUNTABILITY OF CORE-BASED STATISTICAL AREA DELINEATIONS.

Section 3504(e) of title 44, United States Code, is amended by—

(1) in paragraph (8)(B)(ii), by striking "and" at the end;

(2) in paragraph (9)(B), by striking the period at the end and inserting "; and"; and

(3) by adding at the end the following:

"(10) ensure that any change to the standards of core-based statistical area (as defined in section 4 of the MAPS Act of 2021) delineations pursuant to this subsection shall—

"(A) be accompanied by a public report that explains—

"(i) the scientific basis, criteria, and methodology for such change to existing standards, including clear quantitative thresholds for determining any future statistical re-delineations; and

"(ii) the opinions of domestic and international experts in statistics and demographics, including government experts at the Bureau of the Census and other relevant agencies, who were consulted regarding such change to existing standards;

"(B) not be influenced by any non-statistical considerations such as impact on program administration or service delivery; and

"(C) not propagate automatically for any non-statistical use by any domestic assistance program (as defined in section 4 of the MAPS Act of 2021)."

SEC. 8. COMPTROLLER GENERAL REPORT.

Not later than 3 years after the date of enactment of this Act, the Comptroller General shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Oversight and Reform of the House of Representatives a report that—

(1) assesses the completeness, timeliness, quality, accuracy, accessibility, and usefulness of the information reported pursuant to section 6 and the amendment made by section 6; and

(2) identifies any Federal programs, including any domestic assistance programs or other programs, that—

(A) use core-based statistical area delineations for any non-statistical purpose; and

(B) as of the date of the report, are not reported pursuant to section 6 and the amendment made by section 6; and

(3) if appropriate, includes any recommendations for Federal agencies or Congress based on the findings described in paragraphs (1) and (2).

Mr. CARDIN. I ask unanimous consent that the committee-reported substitute amendment be agreed to; that the bill, as amended, be considered read a third time and passed; and that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The committee-reported amendment in the nature of a substitute was agreed to.

The bill (S. 1941), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

CUSTOMS TRADE PARTNERSHIP AGAINST TERRORISM PILOT PROGRAM ACT OF 2021

Mr. CARDIN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 350, S. 2322.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 2322) to require a pilot program on the participation of non-asset-based third-party logistics providers in the Customs-Trade Partnership Against Terrorism.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Homeland Security and Governmental Affairs, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Customs Trade Partnership Against Terrorism Pilot Program Act of 2021" or the "CTPAT Pilot Program Act of 2021".

SEC. 2. DEFINITIONS.

In this Act:

(1) **APPROPRIATE CONGRESSIONAL COMMITTEES.**—The term "appropriate congressional committees" means—

(A) the Committee on Homeland Security and Governmental Affairs and the Committee on Finance of the Senate; and

(B) the Committee on Homeland Security and the Committee on Ways and Means of the House of Representatives.

(2) **CTPAT.**—The term "CTPAT" means the Customs Trade Partnership Against Terrorism established under subtitle B of title II of the Security and Accountability for Every Port Act (6 U.S.C. 961 et seq.).

SEC. 3. PILOT PROGRAM ON PARTICIPATION OF THIRD-PARTY LOGISTICS PROVIDERS IN CTPAT.

(a) **ESTABLISHMENT.**—

(1) **IN GENERAL.**—The Secretary of Homeland Security shall carry out a pilot program to assess whether allowing entities described in subsection (b) to participate in CTPAT would enhance port security, combat terrorism, prevent supply chain security breaches, or otherwise meet the goals of CTPAT.

(2) **FEDERAL REGISTER NOTICE.**—Not later than one year after the date of the enactment of this Act, the Secretary shall publish in the Federal Register a notice specifying the requirements for the pilot program required by paragraph (1).

(b) **ENTITIES DESCRIBED.**—An entity described in this subsection is—

(1) a non-asset-based third-party logistics provider that—

(A) arranges international transportation of freight and is licensed by the Department of Transportation; and